

PUBLIC NOTICE

PERMIT APPLICATION: NRS07.046

APPLICANT: Earnest Johnson
250 Highway 179
Whiteville, TN 38075
731-254-9028

LOCATION: unnamed tributary to Bear Creek 35.4009°N, 89.1901°W USGS Hillville (TN) Topo Map, near Whiteville in Haywood County

WATERSHED DESCRIPTION: The proposed work is located in the Hatchie River watershed. The tributary is first order, seasonally intermittent. The channel is incised resulting from channel bed erosion. Bear Creek is listed as impaired due to sedimentation and habitat alteration.

PROJECT DESCRIPTION: The proposed work involves the construction of an earthen impoundment structure. The structure would also serve as a grade control to check channel bed degradation (head cutting) and as a stable road crossing of the tributary. The dam would impound water to about an 8 foot depth.

The proposed work is part of a management plan of the Tennessee Landowner Incentive Program sponsored by the Tennessee Nature Conservancy, Hatchie River Project.

In accordance with the Tennessee Antidegradation Statement (Rule 1200-4-3-.06), the division has determined that the proposed activity will not result in degradation to water quality.

This notice may be viewed on the internet at:
<http://www.state.tn.us/environment/wpc/ppo/arap>.

PERMIT COORDINATOR: Robert Baker

No decision has been made whether to issue or deny this permit. The purpose of this notice is to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced.

Interested persons may also request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing.

The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address for review and/or copying. The department's address is:

Tennessee Department of Environment & Conservation
Division of Water Pollution Control, Natural Resources Section
7th Floor L & C Annex
401 Church Street
Nashville, TN 37243

In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.



